

Attorney Docket No.: 108-087USANA0

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Continuation Application of:

Applicants : Constantine Tsikos et al.  
Application Serial No.: 09/721,885  
Filing Date : November 24, 2000

Honorable Commissioner  
of Patents and Trademarks  
Washington, D.C. 20231

**DECLARATION UNDER C.F.R. 1.53(b)**

Sir:

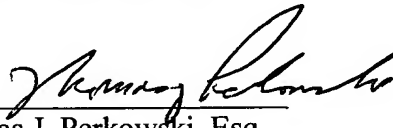
I, Thomas J. Perkowski, Esq., attorney of record in the above identified case, hereby declare and certify that the attached Xerox copy of the application is a true copy of original co-pending Application Serial No. 09/721,885 filed November 24, 2000.

The undersigned declares further that all statements made herein are his own knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The present application continues prosecution of subject matter originally disclosed in co-pending Application Serial No. 09/721,885 filed November 24, 2000.

Respectfully submitted,

Dated: January 28, 2002

  
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